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FIRST, LAST & AL WAYS, INC. and DEVEN GADULA

UNITED STATES FEDERAL COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO/OAKLAND DIVISION

GUADALUPE JIMENEZ, on behalf of himself Case No.: C10-01128 PJH

and others similarly situated,

Plaintiff,

vs.

FIRST, LAST & ALWAYS, INC., DEVEN  
GADULA, and DOES 1-10

Defendants

STIPULATION TO CONTINUE INITIAL  
CASE MANAGEMENT CONFERENCE TO  
FACILITATE SETTLEMENT & ORDER  
THEREON

Parties, thorough their respective counsel, stipulate as follows:

1. Plaintiff filed this wage and hour class action on March 17, 2010.

2. Shortly after the filing of the Complaint, parties agreed to engage in settlement discussions, and parties participated in a private mediation on June 11, 2010.

3. Although the first mediation did not resolve the matter, parties had productive discussions and agreed to engage in further settlement discussions after more detailed analysis of the case was completed.

4. To facilitate on-going settlement efforts, parties sought and were granted continuance of the initial case management conference from June 24, 2010 to September 30, 2010.

5. Now, Plaintiff has been provided with all relevant time cards and has completed data entry based on which further analysis for potential damages will be performed. The further session of mediation has been scheduled on October 20, 2010.

6. In light of pending mediation, parties request that the Initial Case Management Conference be continued from September 30, 2010 to November 18, 2010.

Dated: September 17, 2010

By: /s/ Adam Wang  
Adam Wang  
Attorney for Plaintiff

Dated: September 17, 2010

By: /s/ Robert Zaletel  
Robert Zaletel  
Attorney for Defendants

~~[PROPOSED]~~ ORDER

GOOD CAUSE APPEARING, pursuant parties' stipulation, it is so ordered.  
Parties shall file a joint case management statement no later than November 10, 2010.

Dated: September 22, 2010

By: Phyllis J. Hamilton  
Phyllis J. Hamilton  
Judge Phyllis J. Hamilton



**General Order 45, Attestation of Signatures**

I, the undersigned, attest that the concurrence in the filing of the document has been obtained from each of the other signatories, which shall serve in lieu of their respective signatures.

Dated: September 20, 2010

By: /s/ Adam Wang  
Adam Wang  
Attorney for Plaintiff